

Case Filed			Docket No.	Def.
Mo.	Day	Yr.		
05	27	87	00031	01
No of				
Def's				
U.S. MAG				
CASE NO				

[illegible]

INTERVAL ONE		END ONE AND/OR BEGIN TWO (OR RESTART PERIOD TO TRIAL)				END INTERVAL TWO	
<b>KEY DATE</b> <div style="border: 1px solid black; width: 100px; height: 40px; margin: 5px;"></div> <b>EARLIEST OF</b>	<input type="checkbox"/> arrest <input type="checkbox"/> summons <input type="checkbox"/> custody <input type="checkbox"/> appears on complaint	<b>KEY DATE</b> <div style="border: 1px solid black; width: 100px; height: 40px; margin: 5px; text-align: center;">05/27/87</div> <b>APPLICABLE</b>	<input type="checkbox"/> Indictment filed/unseated <input type="checkbox"/> consent to Magr. trial on complaint <input type="checkbox"/> Information <input type="checkbox"/> Felony-W/waiver	<b>KEY DATE</b> <div style="border: 1px solid black; width: 100px; height: 40px; margin: 5px; text-align: center;">5/27/87</div>	a) <input checked="" type="checkbox"/> 1st appears on pending charge /R40 b) <input type="checkbox"/> Receive file R20/21 c) <input type="checkbox"/> Supsdg. find inf d) <input type="checkbox"/> Order New trial e) <input type="checkbox"/> Remand f) <input type="checkbox"/> G/P Withdrawn	<b>KEY DATE</b> <div style="border: 1px solid black; width: 100px; height: 40px; margin: 5px; text-align: center;">9/14/87</div> <b>APPLICABLE</b>	<input type="checkbox"/> Dismissal <input checked="" type="checkbox"/> Pled guilty <input type="checkbox"/> Nolo <input type="checkbox"/> Trial (voir dire) began <input type="checkbox"/> Jury
1st appears with or waives counsel	ARRAIGNMENT 9-14-87	1st Trial Ended	RE-TRIAL	2nd Trial Began	DISPOSITION DATE	SENTENCE DATE	PTD <input type="checkbox"/> Nolle Pros. FINAL CHARGES DISMISSED <input type="checkbox"/> on S.T. grounds <input type="checkbox"/> W.P. <input type="checkbox"/> WOP

Search Warrant <input type="checkbox"/> Issued <input type="checkbox"/> Return		DATE	INITIAL/NO.	III. MAGISTRATE INITIAL APPEARANCE DATE ▶ 5/6/87		INITIAL/NO.	OUTCOME: <input type="checkbox"/> DISMISSED HELD FOR GJ OR OTHER PRO- CEEDING IN THIS DISTRICT  <input type="checkbox"/> HELD FOR GJ OR OTHER PRO- CEEDING IN DISTRICT BELOW
Summons <input type="checkbox"/> Issued <input type="checkbox"/> Served				PRELIMINARY EXAMINATION OR <input type="checkbox"/> REMOVAL <input type="checkbox"/> HEARING	Date Scheduled  Date Held	WEB/1706 -----	
Arrest Warrant Issued COMPLAINT ▶		5/6/87	1706/WEB	<input checked="" type="checkbox"/> WAIVED <input type="checkbox"/> NOT WAIVED <input type="checkbox"/> INTERVENING INDICTMENT		Tape Number	
Date of Arrest 5/6/87		OFFENSE (In Complaint) Mailing Threatening Communications					

\* Show last names and suffix numbers of other defendants on same indictment/information:

ATTORNEYS U. S. Attorney or Asst.					
J. Duoglas McCullough					
Defense: 1 <input checked="" type="checkbox"/> CJA.    2 <input type="checkbox"/> Ret.    3 <input type="checkbox"/> Waived    4 <input type="checkbox"/> Self.    5 <input type="checkbox"/> Non / Other    6 <input type="checkbox"/> PD.    7 <input type="checkbox"/> CD					
Federal Custody					
Thomas C. Manning P. O. Box 19348 Raleigh, NC 27619 787-7824					
70 days up:-- 8/5/87					
FINE AND RESTITUTION PAYMENTS					
DATE RECEIPT NUMBER C.D. NUMBER DATE RECEIPT NUMBER C.D. NUMBER					
Case 5:87-cr-00031 Document 1 Filed 05/27/87 Page 1 of 8					

20 21 40 in O

BAIL • RELEASE

PRE INDICTMENT

Release Date \_\_\_\_\_

☒ Bail Denied      ☐ Fugitive

☐ Pers. Re

AMOUNT SET ☐ PSA

\$ \_\_\_\_\_ Conditions

Date Set ☐ 10% Dep

☐ Surety Br

☐ Bail Not Made      ☐ Collateral

Date Bond Made ☐ 3rd Prty

☐ Other

POST-INDICTMENT

Release Date \_\_\_\_\_

☐ Bail Denied      ☐ Fugitive

☐ Pers. Re

AMOUNT SET ☐ PSA

\$ \_\_\_\_\_ Conditions

Date Set ☐ 10% Dep

☐ Surety Br

☐ Bail Not Made      ☐ Collateral

Date Bond Made ☐ 3rd Prty

☐ Other

APPEALS FEE PAYMENTS

Michael Williams  
PO Box 182  
Ben Franklin St. Wash D.C. 20044

PTD: 9-14-87-Ral (Britt)  
SEN: 11/23/87-Ral

☐ Docket Entries Begin On Reverse Side

DATE DOCUMENT NO	Yr	Docket No	Def	MASTER DOCKET - MULTIPLE DEFENDANT CASE PROCEEDINGS DOCKET FOR SINGLE DEFENDANT	PAGE OF	VI EXCLUDABLE DELAY			LETTER CODES
						Start Date End Date	Ltr Code	Total Days	
				(OPTIONAL) Show last names of defendants					For identifying periods of excludable delay per 18 USC 3161(h) (Sections in brackets)
				<b>V. PROCEEDINGS</b>					A Exam or hearing for mental/physical incapacity (18 USC 4244) [(1) (A)]
5/6/87	1			<b>CRIMINAL COMPLAINT</b> filed w/attachments	bb				B NARA exam (18 USC 2902) [(1) (B)]
5/6/87	2			<b>WARRANT FOR ARREST</b> issued by the Court	bb				C State/Fed./proceedings on other charges [(1) (C)]
5/6/87				<b>MARSHAL RETURN</b> on Warrant of Arrest-executed 5/6/87 by FBI;	bb				D Interlocutory appeal [(1)(E)]
5/8/87	3			<b>Rec'd Magistrate papers</b> from Western District of Missouri					E Pretrial motion (from filing to hearing or to other prompt disposition) [(1)(F)]
				1. Courtroom minutes of Initial Appearance conducted 4/30/87					F Transfer from other district per F.R.C.P. 20.21 or 40 or Mag Rule 6a [(1)(G)]
				2. MOTION FOR DETENTION					
				3. ORDER APPOINTING COUNSEL					
				4. Courtroom minutes of removal hearing conducted on 5/1/87 (hearing waived)					
				5. Affidavit of financial status of def't					
				6. Warrant of removal of def't back to EDNC					
				7. Return on Warrant of Removal by USM, EDNC					
				8. Waiver of Rule 40 Hearings					
5/6/87	4			<b>WAIVER OF PRELIMINARY HEARING</b> by the def't; cy to Judge Britt; cy to USAtty; USM	bb				
5/6/87				<b>INITIAL APPEARANCE</b> on complaint @ Raleigh; Judge Britt; Terry McGovern, Ct. reporter; def't requests ct. appt'd counsel; CJA 23 to be completed	bb				
5/27/87	5			<b>INDICTMENT FILED</b>	bb				G Proceedings under advisement, not to exceed 30 days, after all necessary submissions filed and hearings completed [(1)(J)]
6/1/87				<b>PRE-TRIAL SCHEDULING ORDER-attorneys ORDERED to conduct pre-trial conference</b> on or before June 16, 1987; all pre-trial motions to be filed no later than June 26, 1987; responses to be filed no later than July 6, 1987; DIXON, W. W., U. S. Mag.; cys to AUSA; def't atty. & Judge Dupree;	bb				H Misc proceedings (arrest, parole, probation, revocation, Deportation, extradition) [(1)]
7/13/87				<b>NOTICE</b> Arraignment and trial scheduled for July 29, 1987 @ 10:00 a.m., in Raleigh, NC; cy to AUSA & defense attorney	bb				I Deferral of prosecution (per 28 USC 2902) [(1)(C)]
7/22/87	6			<b>NOTICE OF CONFLICT OF CALENDARING AND MOTION TO CONTINUE TRIAL;</b> by the def't; cs to Judge Dupree, Clerk, Franklin County Courthouse; Assistant DA, Person County; AUSA Doug McCullough, Judge Giles Clark; cy to Judge Dupree	bb	7-22-87 7-22-87	E	1	J Transportation from another district or to/from examination or hospitalization in 10 days or less [(1)(H)]
7/22/87	7			<b>ORDER-ORDERED</b> that the trial of this case presently scheduled to commence on July 29, 1987 be continued until such time as it may be rescheduled by the Clerk of this court. Further ORDERED that such period of delay necessitated by this continuance is excludable under the provisions of 18 USC 3161(h)(8)(A) for the reason that in this cause the interests of justice which would be served by the granting of this continuance outweigh the best interests of the public and the defendant in a speedy trial; DUPREE, F.T., Jr., USDC Judge; CR OB #35, p. 103; cc to AUSA, def't atty, USPO, USM (ent. 7/23/87)	bb	7-29-87 7-29-87 9-14-87	T	47 33 47	K Consideration of Court of appeals plea agreement [(1)(I)]
8/14/87				<b>NOTICE</b> case set for arr.&trial on Aug. 31, 1987 at 10 a.m., Raleigh, NC; cys to AUSA; defense counsel	bb				L Prosecution deferred by mutual agreement [(2)]
8-19-87	8.			<b>MOTION</b> TO SET CONDITIONS OF RELEASE -w/cs U.S. Atty., lc Judge Dupree BJA 8/24	ms				M Unavailability of defendant or essential witness [(3)(A, B)]
	9.			<b>MOTION</b> TO TRANSFER TO JUDGE W. EARL BRITT - w/cs U.S. Attorney, lc Judge Dupree.	ms				N Period of mental/physical incompetence of def't to stand trial [(4)]
8-20-87	10.			<b>RESPONSE TO MOTION TO TRANSFER w/cs.:</b> lc: Judge Dupree					O Period of NARA commitment/treatment [(5)]
8/26/87	11			<b>ORDER-</b> the Court finds that judicial resources will be conserved by transferring this case along with defendant's pending motion to set conditions of release to Chief Judge Britt. Accordingly, defendant's arraignment Case 5:87-cr-00031 Document 1 Filed 05/27/87 Page 2 of 8					P Superseding indictment and/or new charges [(6)]

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

U. S. vs

MILLER, Frazier Glenn

AO 256A \*

87  
Yr.

00031  
Docket No.

01  
Def.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
	(Document No.)	(a)	(b)	(c)	(d)
	<p>and trial before the undersigned on August 31, 1987 is hereby continued for further proceedings before Chief Judge Britt; DUPREE, F. T., JR. U.S. Dist. Judge; CR OB#35, p. 137; cc to AUSA, USPO; USMar. Service; Mag. Dixon, Mag. Denson, Judge Britt, Judge Dupree; defense counsel bb</p> <p><b>Complete file to Judge Britt w/motion to set conditions of bond.</b></p>				
8-27-87	<p><b>70 days up 9/8 thru 8/31/87</b> <b>MEMO</b> - attached order replaces order entered 8/26/87 - order of 8/26/87 is deleted</p>		8-31-87 9-14-87	14	
	<p>12. <b>ORDER</b> - case transferred to Judge Britt along with pending motion to set conditions of release - <b>ordered</b> trial presently sch. to commence on 8/31/87 be continued until such time as it may be rescheduled before Judge Britt by the Clerk and <b>ordered</b> period of delay necessitated by this continuance is excludable u/18:3161(h)(8)(A) - interests of justice which would be served by granting of this continuance outweigh the best interests of public and deft. in speedy trial (Dupree, J) Cr. OB#35, P. 140. lc: w/memo to USA, USPO, USM, Judge Britt, Mag. Denson, Mag. Dixon and Thomas Manning. (ent. 8/27/87)</p>				
	<p><b>70 days up 9/21/87 thru 9/14/87</b></p>				
8-27-87	<p><b>ISSUED NOTICE TO APPEAR</b> - set for arraignment and trial on 9/14/87 at 9:00 A.M. in Raleigh before Judge Britt lc: U.S.A. &amp; Mr. Thomas C. Manning</p>				
8-27-87	<p><b>ISSUED NOTICE TO APPEAR</b> - set for arraignment and trial on 9/14/87 at 9:00 A.M. in Raleigh before Judge Britt lc: U.S.A. &amp; Mr. Thomas C. Manning</p>				
9-9-87	<p><b>ISSUED NOTICE TO APPEAR</b> - set for hearing on M/Set conditions of release on 9/14/87 at 2 P.M. in Raleigh before Judge Britt. lc: USA, Mr. Manning, USPO, USM Judge Britt.</p>				
9-14-87	<p><b>RALEIGH - JUDGE BRITT - Jo Bush Court Reporter</b> Memorandum of Plea Agreement - lc: USA, USPO, Britt Rule 11 conducted Plea of guilty - accepted Detention continued. <b>SEN:</b> 11/23/87-Ral.</p>				
11/4/87	<p><b>ISSUED NOTICE</b>-case set for sentencing on Monday, Nov. 23, 1987 9:00 a.m. @ Raleigh</p>		bb		

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

AO 256A

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
	(Document No.)				
9-25-87	<b>ORDER</b> - deft's motion to set conditions of release, having been fully considered by the court is <b>DENIED</b> . (Britt, J) Cr. OB#35, P. 181 lc: USA, Mr. Michael Williams, Mr. Manning, USM and USPO (ent. 9/25/87)				
10-19-87	<b>Motion For Return Of Seized Property-attachment by:</b> Thomas C. Manning w/cs lc: Judge Britt jh				
10-27-87	<b>GOVERNMENT'S ANSWER TO DEFENDANT'S MOTION FOR RETURN OF SEIZED PROPERTY-</b> w/cs by: J. Douglas McCullough, Acting USA, lc: Judge Britt jh				
10/30/87	ISSUED NOTICE TO APPEAR FOR HEARING ON MOTION FOR RETURN OF SEIZED PROPERTY on Monday, 11/9/87 at 2 P. M. before Judge Britt lc: U. S. Atty. Mr. Manning; Court reporter; U. S. M;				
11/5/87	MOTION TO CONTINUE HEARING - motion for seized property for 11/9/87 at 2 P. M. before Judge Britt in Raleigh	11-5-87			
11/5/87	MOTION TO CONTINUE SENTENCING from 11/23/87 in Raleigh by deft. lc: Judge Britt	11-6-87	lc: Judge Britt		
11/6/87	<b>ORDER</b> - upon motion of deft. hearing currently sch. before the undersigned 11/9/87 on deft/s motion under Rule 41 (REturn on Seized Property) is <b>continued until 12/7/87 in Raleigh, N.C.</b> lc: USA, Mr. Manning, Mr. Harmon, USM, Joyce Todd and Court Reporter (ent. 11/6/87)	11-5-87			
11/9/87	<b>ORDER</b> - upon motion of deft. - sentencing of deft. currently sch. for 11/23/87 is hereby <b>continued</b> until 1/4/88 in Raleigh, N.C. (Britt, J) Cr. OB#35, P. 216. lc: USA, USPO, USM and Mr. Manning (ent. 11/9/87)	11-6-87			
11/17/87	ISSUED NOTICE-case set for hearing on moiton for return of seized property on Monday, Dec. 7, 1987, 2:00 p.m. in Raleigh, NC bb	11-5-87			
12-3-87	<b>MOTION FOR CONDITIONS OF RELEASE</b> - w/cs by: Thomas C. Manning lc: Judge Britt jh	11-9-87			
12-10-87	<b>ORDER SETTING CONDITIONS OF RELEASE</b> - \$50,000.00 cashiers check with special conditions. cys. to U.S. Atty., lc Probation, lc Mr. Miller, U.S. Marshal				
12-14-87	<b>APPEARANCE BOND</b> - \$50,000.00 secured <b>ORDER</b> After hearing in which the United States Attorney indicated that the Government has no objection to the motion, the court hereby orders that the U.S. return the sum aforesaid to the following person Mr. F. Glenn Miller, St. c/o Thomas C. Manning Post Office Box 19348 Raleigh, N.C. 27619. Judge Britt CR OB # 35, p 256 cys. dist. (ent. 12-14-87) ms				
12/17/87	<b>ISSUED NOTICE TO APPEAR</b> - set for sentencing on Monday, January 4, 1988, at 9 A.M. in Courtroom No. 2 before Judge Britt in Raleigh NC lc: USA & Mr. Manning				

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Yr. Docket No. Def.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
12-23-87	(Document No.) <b>UNITED STATES SENTENCING MEMORANDUM - w/attachments, w/cs</b> Mr. Manning, lc Judge Britt (ent. 12-23-87). ms <b>ORDER</b> It is hereby stayed as to any bills containing the fingerprints of co-defendants until the conclusion of the trial of U.S.A. vs. Jackson et al is completed in the Western District of Missouri, Judge Britt, CROB # 35 p. 270 cys. dist. (ent. 12-23-87) ms				
12-23-87	<b>MEMO - case</b> scheduled for sentencing on Monday, January 4, 1988 at 10:00 A.M. in Raleigh, N.C. before Judge W. Earl Britt cys. dist. to counsel of record, U.S. Atty., USPO, USMS, Clerk's Office and Court Reporter.				
12-28-87	<b>EX PARTE APPLICATION FOR ISSUANCE OF SUBPOENAS ON BEHALF</b> <b>OF INDIGENT DEFENDANT FOR SENTENCING - w/n cs U.S. Atty.</b> lc Judge Britt. ms <b>ORDER</b> AUTHORIZING ISSUANCE OF SUBPOENAS -The clerk is directed to deliver the subpoenas to the U.S. Marshal for service. The Marshal is directed to transmit those subpoenas which are directed to persons in other districts by whatever means are available to ensure the service of those individuals. Judge Britt, CR OB # 35, p 274 cys. to U.S. Marshal, lc Mr. Manning. (ent. 12-28-87 ) ms				
12/29/87	<b>DEFENDANT'S SENTENCING MEMORANDUM w/attachments. lc:</b> Judge Britt				
12/30/87	<b>MOTION TO SUBPOENAED SPECIAL AGENTS OF THE F.B. I, State</b> Bureau of Alcohol, Tobacco & Firearms, the N. C. State Bureau of Investigation & the Cleveland County Sheriff's Dept. for purposes of defts. sentencing on Monday, 1/4/88 lc: Judge Britt ag				
1-4-88	<b>JUDGMENT AND PROBATION COMMITMENT ORDER -</b> <b>AT RALEIGH, NC (C.R.-Donna Tomawski)</b> 5 years. That the deft. pay a special assessment in the amount of \$50.00. The Court finds that there is no identifiable victim and therefore no restitution should be ordered. (Judge W. Earl Britt) <b>O.B.# 35 P. 284 cy:</b> AUSA, USPO, Judge Britt, Counsel, Deft., USM. Ent. jh				
1/11/88	<b>ORDER -</b> from the evidence presented to the Court - the Court concludes that for the purpose of the presentence report that the deft. Glenn Miller was in fact a member of "The Order". (W. Earl Britt, J udge CR O B #35 P 287)ent. 1/11/88 ag				

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DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
	(Document No.)				
1/28/88	MOTION TO SUBSTITUTE REAL PROPERTY FOR CASH BOND by deft. lcy: Judge Britt				
1/28/88	<b>PROPOSED ORDER TO JUDGE BRITT)</b> ORDER PERMITTING SUBSTITUTION OF BOND (W. Earl Britt, Judge)				substituting property for
1/28/88	cash - \$50,000 cash returned to Mr. Frazier Glenn Miller, Sr. this date) MOTION TO EXTEND TIME IN WHICH TO REPORT from 2/16/88 until on or about 4/1/88 lc: Judge Britt				
1/29/88	ORDER-upon motion of defendant, consented to by the government, the judgment and commitment order of this court dated 4 January 1988 is amended to provide that the date on which defendant must report shall not be before 1 April 1988; this 29 day of January, 1988 BRITT, W. Earl; U.S. Dist. Judge; cc to AUSA: USPO: USMS: def't & Mr. Manning; CR OB#35, p. 308 (Ent. 1/29/88	ag			
3-28-88	<b>GOVERNMENT'S RESPONSE TO DEFENDANT'S MOTION TO EXTEND TIME TO REPORT - w/cs by: J. Douglas McCullough, AUSA</b> lc: Judge Britt				
3/28/88	<b>MOTION TO SUPPLEMENT MOTION TO EXTEND TIME TO REPORT by deft.</b> lc: Judge Britt				
3/29/88	<b>ORDER - court on motion by deft. to extend the time for him to report to begin service of his sentence, currently scheduled for 4/1/88 is denied (W. Earl Britt, Judge CR OB #36 P 48) cys. dist.</b> lc: U. S. Attyl; 2 U. S. Marshal & Mr. Manning				
4-19-88	<b>MOTION TO REDUCE SENTENCE by deft. - filed by Thomas C. Manning, Atty., P. O. Box 19348, Raleigh, N.C. 27619</b> w/cs. lc: Judge Britt. (t/u to resp. on 5/12/88)			5/17/88	
5-2-88	<b>ORDER</b> It is hereby ordered, pursuant to local Rule 9 of this court, that the liability incurred by the defendant for release is hereby cancelled. J. Rich Leonard, Clerk CR OB # 36, p 91 cys. to Defts. father. Certified Mail # P 658-646-168				
5/11/88	<b>GOVERNMENT'S RESPONSE IN OPPOSITION TO DEFENDANT'S MOTION FOR REDUCTION OF SENTENCE by gov.</b> lc: Judge Britt				
5/16/88	<b>SUPPL. MEMO. IN SUPPORT OF DEFT'S M/REDUCTION OF SEN w/cs.</b>				
5-17-88	<b>ORDER - motion for modification or reduction of sen. purs. to Rule 35 is DENIED. (Britt, J) Cr. OB#36, P. 120. lc: USA and Mr. Manning. (ent. 5/18/88)</b>	ag			lc: Judge Britt
8/23/88	<b>MOTION FOR RECONSIDERATION OF RULE 35 by deft.</b> lc: Judge Britt (we never received original motion in this case - Judge Britt advised me to file copy)				
9/14/88	<b>MOTION FOR EXTENSION OF TIME by deft.</b> lc: Judge Britt w/proposed order				
9/15/88	<b>ORDER - government's motion for extension of time w/in which to file a response to deft's. motion for reconsideration of Rul35 is granted. Government's response should be filed w/Cerk on or before 9/20/88. (W. Earl Britt, Judge Cr OB # P )</b>				

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DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
9/20/88	<b>GOVERNMENT'S RESPONSE IN OPPOSITION TO DEFENDANT'S MOTION FOR RECONSIDERATION FOR REDUCTION OF SENTENCE</b> by Govern. lc: Judge Britt				
9-21-88	<b>ORDER</b> Defendant's motion for reconsideration of the order of this court dated 17 May, 1988 denying his motion for modification or reduction of sentence pursuant to the provisions of Rule 35 of the Federal Rules of Criminal Procedure, having been fully considered by the court is <b>denied</b> . Judge Britt, CR OB # 37, pl 39				
1/23/89	<b>MARSHALS RETURN</b> ON affidavit of Eugene L. Coon - requiring that 1c U.S. Atty., 1c Mr. Manning, (ent. 9-20-88) ms Frazier Glenn Miller, Jr. be served w/a Motion for Extension of time issued at the request of the atty. for plff. Frazier Glenn Miller, Jr. was served by a Deputy U. S. Marshal who personally delivered the process to him at 12:15 P. m. on 11/30/88  document returned to U. S. District Clerk of Court's office, Raleigh, n. C.				

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